

April 26, 1979

LB 374, 467

SPEAKER MARVEL: Okay. Roll call vote has been requested. Record your presence. Has everybody recorded their presence? Senator Burrows. Senator Koch. Senator Hefner. Senator Hasebroock. Senator Goodrich. Senator Newell. Senator Vickers. Senator Chambers. Senator Duis. Senator Reutzel. Do you want to proceed with the roll call, Senator Maresh? Senator Newell is voting. How many are absent? Let's see, we've got.....are you ready to proceed with the roll call, Senator Maresh? Call the roll.

CLERK: Beutler.

SPEAKER MARVEL: The vote is on the advancement of 467 to E & R for Review.

CLERK: (Read roll call vote as found on Page 1694 of the Legislative Journal.) 25 ayes, 12 nays, Mr. President.

SPEAKER MARVEL: The motion carried and the bill is advanced. Next is LB 374. Mr. Clerk.

CLERK: Mr. President, LB 374 was introduced by the Judiciary Committee and signed by the members thereof. (Read title to LB 374.) The bill was read on January 17. It was referred to the Judiciary Committee. The bill was advanced directly to General File, Mr. President.

SENATOR NICHOL: Mr. Chairman and members of the Legislature, the subject matter of this bill was brought to the attention of the Judiciary Committee by the County Judges Association. Presently the judges in the State of Nebraska are empowered to place certain restrictions on defendant's operation of motor vehicles. Many of these restrictions are placed upon the operator of a motor vehicle after the defendant has been placed on probation for some driving offense. Such defendants are now allowed to retain their driver's license, but no entry is made on the license itself, and no mechanism currently exists whereby police officers who stop such defendants or subsequent offenses are put on notice that such persons are driving on a restricted license. This bill suggests establishing a procedure whereby courts can require the defendant to deposit their Nebraska operator's license with the Clerk of the court in three instances...first, where the court has allowed a postponement of the payment of any fine or costs; secondly, where the court has granted probation or, thirdly, where the court has required completion of the drivers improvement course. The court will then issue a document containing a photocopy of the defendant's operating license